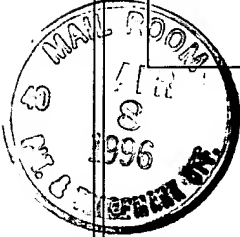


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TOWNSEND and TOWNSEND and CREW

By Steven W. Parmelee  
#31,990



PATENT

Attorney Docket No. 16336-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )  
OSBORNE et al. )  
Serial No. 08/217,324 )  
Filed: March 24, 1994 )  
For: DEVICES AND METHODS FOR )  
IMPLANTING TRANSDUCED )  
CELLS )

Examiner: M. Newell

Art Unit: 1804

AMENDMENT

RECEIVED

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GROUP 1800

Hon. Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action of October 2, 1995, Applicants respectfully request reexamination and reconsideration of the above-identified application in view of the following amendments and remarks.

Please amend the application as follows:

IN THE CLAIMS:

19. (Amended) A method for [treating or preventing diabetes in] delivering an insulin or proinsulin polypeptide to a patient in need thereof, comprising engrafting a device as in claim 1 into the patient, wherein the transduced cells constitutively express an insulin or proinsulin polypeptide.